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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

v.

David Allen Harbour,

Defendant.

No. CR-19-00898-PHX-DLR (DMF)

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LAW AND ARGUMENT

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A. Harbour's Motion to dismiss or alternatively strike surplusage from
Indictment and Motion should be denied (Doc. 444 and 445)

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B. Harbour's Motion for Severance Payday lending scheme, tax charges
And mortgage fraud (Doc. 446) should also be denied.

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a. The Legal Standard for Severance

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Respectfully submitted this 7th day of October, 2022.

GARY M. RESTAINO
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District of Arizona

s/ Kevin M. Rapp
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CERTIFICATE OF SERVICE

I hereby certify that on this same date, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

Attorneys for defendant David Allen Harbour

s/ Daniel Parke
US Attorney's Office